

ORIGINAL

N.Y.T.D.R. Other
At I.A.S. Part 11 of the Supreme Court
of the State of New York, held in and for
the County of New York on the 24 day
of August, 2007

PRESENT:

Hon. Joan Madden, J.S.C.

**APPROVED
FOR THE PAYMENT
OF MOTION FEE
ONLY**

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

CATHARINA BIANCO, as Executrix for the Estate
of FRANK BIANCO, and CATHARINA BIANCO,
Individually,

Plaintiff,

- against -

A.O. SMITH WATER PRODUCTS CO., et al.,

Defendants.

This document relates to

| | |
|-------------------|---------------------|
| Frank Bianco | Index No. 115546-06 |
| Karl Felten | Index No. 114005-06 |
| Christian Holinka | Index No. 114120-06 |
| Frederick Ritzer | Index No. 111328-06 |
| Joseph Saccomano | Index No. 113299-06 |

VAL 3

INDEX NUMBER 115546 YEAR 2006

| | |
|------------|-------|
| 15 MOTIONS | 45.00 |
| TOTAL | 45.0 |
| CHECK | 45.0 |

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|--------------|-----------|---------|
| CONS CASHIER | DATE | TIME |
| -22300 3000 | 07 AUG 22 | 4:16 PM |

Upon the annexed affirmation of Sandra K. Steinman, ~~sworn to on the~~

22nd day of August, 2007, it is:

ORDERED that the above-captioned plaintiffs SHOW CAUSE before the Honorable Joan Madden, at I.A.S. Part 11 at the Courthouse located at 60 Centre Street, Room 351, New York, New York on the 12th day of September, 2007, at 10:00 a.m., or as soon thereafter as counsel may be heard, why an Order should not be made and entered herein granting Union Carbide Chemicals and Plastics Company, Inc.'s

Motion *In Limine* to Exclude All References at Trial to Industrial/Chemical Accidents;
and

ORDERED, that a copy of this Order and the papers on which it is based shall be served by Federal Express counsel for plaintiffs and by regular mail upon all parties who have appeared in this action and are entitled to notice before the close of business on or before August 28, 2007. *Reply papers by Sept. 10, 2007*

ENTER:

J.S.C.

JOAN A. MADDEN

TO: Weitz & Luxenberg P.C.
Attorneys for Plaintiff
180 Maiden Lane
New York, New York 10038

See Annexed Service List